

Express Mail No: EV 603556828 US

**IN THE UNITED STATES PATENT AND
TRADEMARK OFFICE**

Application Number:

Filed:

Applicants:

Gordon Feingold, Marc Key

Title:

Isolated Communication Sample Processing System and Methods of
Biological Slide Processing

International Application No: PCT/US2003/041022, Filed 22 December 2003

Original US Applications: 60/435,601, Filed 20 December 2002

TC/A.U:

Examiner:

Assignee:

DakoCytomation Denmark A/S

Attorney Docket:

P144 US 01

Customer No.

33549

POWER OF ATTORNEY

I, Anna Larsen, IPR Counsellor, DakoCytomation Denmark A/S, hereby appoint the practitioners associated with Customer Number 33549 (Santangelo Law Offices, P.C., 125 South Howes, Third Floor, Fort Collins, CO 80521), as DakoCytomation Denmark A/S's attorneys to prosecute this application entitled "Isolated Communication Sample Processing System and Methods of Biological Slide Processing" and to transact all business in the Patent Office connected therewith.

The undersigned grants the firm of Santangelo Law Offices, P.C., the power to insert on any document filed in this matter any further identification which may be necessary or desirable in order to indicate filing information or to comply with the rules of the United States Patent Office or any foreign patent office for recordation of this document, including, but not limited to, inserting the application number, the execution date, mailing information, or the filing date of the above-identified United States Patent Application based upon the Invention. The undersigned also acknowledges that the attorneys appointed are attorneys for the assignee, DakoCytomation Denmark A/S, only.

Dated this 16 day of June, 2005.

By:

Anna Larsen
Anna Larsen, IPR Counsellor
DakoCytomation Denmark A/S

Express Mail No.: EL 964154715 US
Attorney Docket: P144 WO 01

IN THE UNITED STATES PATENT AND
TRADEMARK OFFICE
PCT BRANCH

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| In Re the Application of: | DakoCytomation Denmark A/S |
| Inventors: | Gordon Feingold and Marc Key |
| International Application Number: | PCT/US03/41022 |
| International Filing Date: | December 22, 2003 |
| Title: | Isolated Communication Sample Processing System and Methods of Biological Slide Processing |
| Receiving Office: | RO/US |

DECLARATION FOR PATENT APPLICATION

This Declaration is made by Gordon Feingold and Marc Key.

I, Gordon Feingold, hereby declare:

- I am a citizen of the United States of America and that my residence and mailing address is 5242 Austin Road, Santa Barbara, California 93111, USA.

I, Marc Key, hereby declare:

- I am a citizen of the United States of America and that my residence and mailing address is 290 Saddle Lane, Ojai, CA 93023 USA.

We, Gordon Feingold and Marc Key, each hereby declare we are the original, first, and joint inventors of the subject matter which is claimed, described and for which a patent is sought on the invention now entitled "Isolated Communication Sample Processing System and Methods of Biological Slide Processing" the specification of which has been provided to us at or prior to the time of signing this declaration. We have reviewed and understand the contents of this specification as above entitled, including any claims.

We hereby claim the benefit under Title 35, United States Code §119 and/or §365 as may be applicable of:

- US Provisional Application 60/435,601 filed 20 December 2002;
 - PCT/US03/_____ filed December 19, 2003, listing DakoCytomation Denmark A/S as assignee and entitled "Information Notification Sample Processing System and Methods of Biological Slide Processing";
 - PCT/US03/_____ filed December 19, 2003, listing Dakocytomation Denmark A/S as assignee and entitled "Enhanced Scheduling Sample Processing System and Methods of Biological Slide Processing";
 - PCT/US03/_____ filed December 19, 2003, listing Dakocytomation Denmark A/S as assignee and entitled "Advance Programmed Sample Processing System and Methods of Biological Slide Processing";
 - PCT/US03/_____ filed December 19, 2003, listing Dakocytomation Denmark A/S as assignee and entitled "A Method and Apparatus for Automatic Staining of Tissue Samples"; and
 - PCT/US03/_____ filed Monday December 22, 2003, listing Dakocytomation Denmark A/S as assignee and entitled "Systems and Methods of Sample Processing and Temperature Control";
- there are no foreign applications having a filing date before that of the application on which priority is claimed. Further, to the extent applicable, we have identified in the request of this application, in compliance with PCT Rule 4.10, any claim to foreign priority and we have identified above by application number, country or Member of the World Trade Organization, day, month and year of filing, any application for a patent or inventor's certificate filed in a country other than the United States of America, including any PCT international application designating at least one country other than the United States of America, having a filing date before that of the application on which priority is claimed.

We hereby declare that the specification and disclosure herein submitted are intended to include disclosure or claims directed to, individually or in combination: embodiments of the invention which may encompass a device, apparatus, method, process, or business method; embodiments of the invention which may encompass permutations or combinations of any aspects of the invention; any aspect of the invention conceived or developed as separate inventions; and any aspect of the invention independent of any initial context considered as preferred embodiments. We also authorize and support this application for patent protection in the United States, and for similar protection in foreign countries, each to be sought to the extent or breadth any owner desires or deems appropriate. We acknowledge that each of the attorneys and the firm filing this application are attorneys for the assignee, DakoCytomation Denmark A/S, only.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by

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fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

We hereby grant the firm of Santangelo Law Offices, P.C., the power to insert on this Declaration or any other document any further identification which may be necessary or desirable in order to indicate filing information or to comply with the rules of the United States Patent Office or any foreign patent office for recordation of this document, including, but not limited to, inserting the application number, the execution date, mailing information, or the filing date of the above-identified United States Patent Application based upon the Invention.


Gordon Feingold

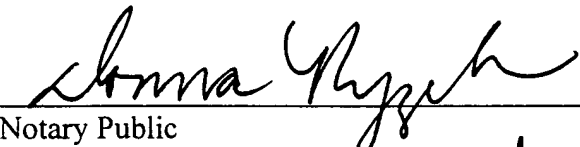
Date: Jan 28, 2004

UNITED STATES OF AMERICA)
STATE OF CALIFORNIA)ss.
COUNTY OF Santa Barbara)

SUBSCRIBED AND SWORN to before me in the County of Santa Barbara, State of California, United States of America, by Gordon Feingold, this 28 day of ~~December, 2003~~ January 2004.

WITNESS my hand and official seal pursuant to the authority vested in me as a Notary Public by the State of California.




Notary Public
My Commission Expires: 30 Oct. 2007

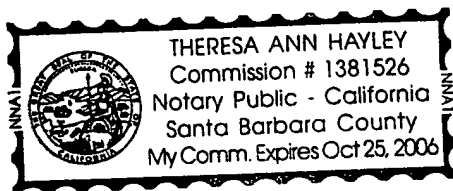
Marc Key
Marc Key

Date: 1/30/04

UNITED STATES OF AMERICA)
STATE OF CALIFORNIA)ss.
COUNTY OF Santa Barbara)

SUBSCRIBED AND SWORN to before me in the County of Santa Barbara, State of California, United States of America, by Marc Key, this 30 day of ~~December, 2003~~ January 2004.

WITNESS my hand and official seal pursuant to the authority vested in me as a Notary Public by the State of California.



Theresa Hayley
Notary Public
My Commission Expires: Oct. 25, 2006